

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,)	
)	
v.)	
)	Criminal Action No.
THOMAS VIGLIATURA,)	05-CR-40033-CBS
MATTHEW MCLAUGHLIN,)	
BRIAN BENEDICT, and)	
HERIBERTO ARROYO,)	
Defendants.)	

UNITED STATES' MOTION TO UNIMPOUND

The United States of America, by and through its attorney, Michael J. Sullivan, United States Attorney for the District of Massachusetts, hereby moves to unimpound the following documents filed on December 22, 2005:

1. Motion for *Ex-Parte* Finding and Endorsement of Memorandum of *Lis Pendens*; and
2. Draft *Lis Pendens*.

The United States hereby requests that this Court unimpound all of the above-listed documents which have been filed in this criminal matter as they were promptly served upon any and all interested parties and their attorneys, along with any other individuals and/or financial institutions having or believed to have an interest in the real property located at 118 Santoro Road, Worcester, Massachusetts ("Defendant Property") which is alleged to be subject to forfeiture in this criminal action.

WHEREFORE, the United States respectfully requests that this Court unimpound the above-listed documents which have been filed in this criminal matter.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By: /s/Jennifer H. Zacks
GEORGE W. VIEN
JENNIFER H. ZACKS
Assistant U.S. Attorney
1 Courthouse Way, Suite 9200
Boston, MA 02210
(617) 748-3100

Date: January 11, 2006

APPROVED AND SO ORDERED:

CHARLES B. SWARTWOOD III
UNITED STATES MAGISTRATE JUDGE

Date: _____

CERTIFICATE OF SERVICE

I, Jennifer H. Zacks, Assistant U.S. Attorney, hereby certify that the foregoing document have been filed through the Electronic Court Filing system and also have been sent by First Class Mail to:

Peter L. Ettenberg, Esquire
Counsel for Thomas Vigliatura
370 Main Street
Worcester, MA 01608

Andrew Good, Esquire
Counsel for Thomas Vigliatura
83 Atlantic Avenue
Boston, MA 02110

/s/Jennifer H. Zacks
Jennifer H. Zacks
Assistant U.S. Attorney

Date: January 11, 2006